

UNITED STATES DISTRICT COURT  
SOUTHERN DISTRICT OF MISSISSIPPI  
SOUTHERN DIVISION

ERVIN GUIDRY and LINDA GUIDRY

PLAINTIFFS

V.

CIVIL ACTION NO.1:07CV036 LTS-RHW

LEXINGTON INSURANCE COMPANY;  
THIGPEN INSURANCE AGENCY, INC.;  
AM FED COMPANIES, LLC; and  
HANCOCK MORTGAGE CORPORATION

DEFENDANTS

ORDER

In accordance with the Memorandum Opinion I have this day signed, it is hereby

**ORDERED**

That the motion [7] of the plaintiffs to remand this action is **DENIED**;

That the motion [12] of Thigpen Insurance Agency, Inc., to dismiss the complaint against it is hereby **GRANTED**, and the complaint against Thigpen Insurance Agency, Inc., is **DISMISSED WITHOUT PREJUDICE** to the right of the plaintiffs to seek leave of court to amend the complaint to state a valid cause of action against Thigpen Insurance Agency, Inc., within thirty days of the date of this order if they have grounds do so;

That the motion to dismiss set out as the First Defense in the answer [9] of AmFed LLC is hereby **GRANTED**, and the complaint against AmFed Companies, LLC, is hereby **DISMISSED WITHOUT PREJUDICE** to the right of the plaintiffs to seek leave of court to amend the complaint to state a valid cause of action against AmFed Companies LLC, within thirty days of the date of this order if they have grounds to do so.

**SO ORDERED** this 22nd day of May, 2007.

s/ L. T. Senter, Jr.  
L. T. SENTER, JR.  
SENIOR JUDGE